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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

UNITED STATES OF AMERICA,

Plaintiff,

v.

WILLIAM LEE BALLINGER,

Defendant.

NO. CR07-412-JCC

SUMMARY REPORT OF
U.S. MAGISTRATE JUDGE AS
TO ALLEGED VIOLATIONS
OF SUPERVISED RELEASE

14 An initial hearing on a petition for violation of supervised release was held before the
15 undersigned Magistrate Judge on February 13, 2012. The United States was represented by
16 Assistant United States Attorney Thomas S. Woods for Tessa Gorman, and the defendant by
17 Barry Flegenheimer.

18 The defendant had been charged with Possession of a Stolen Firearm, in violation of 18
19 U.S.C. § 922(j) and 924(a)(2). On or about December 12, 2008, defendant was sentenced by
20 the Honorable John C. Coughenour to a term of 51 months in custody, to be followed by 3
21 years of supervised release.

22 The conditions of supervised release included the requirements that the defendant
23 comply with all local, state, and federal laws, and with the standard conditions. Special
24 conditions imposed included, but were not limited to, participation in substance abuse and
25 mental health programs, submit to search, participate in the residential reentry center (RRC)
26 for 90 days and financial disclosure.

1 In a Petition for Warrant or Summons dated February 6, 2012, U.S. Probation Officer
2 Jennifer Van Flandern asserted the following violation by defendant of the conditions of his
3 supervised release:

- 4 1. Failing to reside in and satisfactorily participate in a Residential Reentry Center
5 (RRC) on January 11, 2012, as directed by the probation [] office, in violation
6 of the special condition requiring him to reside and participate in an RRC for 90
days.

7 The defendant was advised of his rights, acknowledged those rights, and admitted to
8 violation 1.

9 I therefore recommend that the Court find the defendant to have violated the terms and
10 conditions of his supervised release as to violation 1 and that the Court conduct a hearing
11 limited to disposition. A disposition hearing on the violation has been set before the Honorable
12 John C. Coughenour on March 2, 2012 at 9:00 a.m.

13 Pending a final determination by the Court, the defendant has been detained.

14 DATED this 14th day of February, 2012.

15 

16 JAMES P. DONOHUE
17 United States Magistrate Judge

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19 cc: District Judge: Honorable John C. Coughenour
20 AUSA: Tessa Gorman
21 Defendant's attorney: Barry Flegenheimer
22 Probation officer: Jennifer Van Flandern
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